LIQUOR COMMISSION CITY AND COUNTY OF HONOLULU PACIFIC PARK PLAZA 711 KAPIOLANI BOULEVARD, SUITE 600 HONOLULU, HAWAII 96813

<u>AGENDA – FORTIETH MEETING</u>

THURSDAY, APRIL 28, 2022 4:00 P.M.

PUBLIC PARTICIPATION AND TESTIMONY

Pursuant to Act 220, Session Laws of Hawaii 2021, in order to allow public participation in a manner consistent with safe practices, this meeting shall be conducted as a remote meeting by interactive conference technology, as well as in-person for those testifying before the Commission. Please see the instructions below on how to submit oral testimony on any scheduled matter or how to make your appearance on a scheduled matter.

VIEWING THE MEETING AND RESTRICTIONS ON ENTRY

Members of the public may observe the meeting on a live broadcast. The meeting may be observed by internet live streaming through https://us06web.zoom.us/j/83782751575; by dialing 1-408-638-0968 and entering the meeting ID#: 837 8275 1575#; or preferably via the Liquor Commission website event calendar at http://www.honolulu.gov/liq/event-calendar/. You may pre-register to attend this meeting.

To provide the public with the best opportunity to observe the meeting, it is required to "mute" your device's microphone to prevent technological difficulties.

All persons who are required to appear for the meeting have an option to appear in-person or virtually though the Zoom platform as described above. Please be aware that joining the meeting virtually will involve entering the meeting number and completing a registration process, so please allow sufficient time for this task. For testifiers or required attendees who are not able to access the Zoom platform, you may attend in person in Suite 600. While in Suite 600, all appropriate health and safety protocols will be observed.

If any major and insurmountable technical difficulties are encountered during the meeting, the Liquor Commission will automatically recess for up to thirty (30) minutes to restore communication. The meeting will reconvene when either audiovisual or audio-only communication is established with the same Zoom link provided. If it is not possible to reconvene the meeting as provided within thirty (30) minutes after an interruption to communication, all matters will be continued one week or to the next available hearing date.

Within forty (40) days after the meeting, the minutes will be posted to the Liquor Commission website at http://www.honolulu.gov/liq/event-calendar/ for viewing. The minutes of prior meetings may also be viewed at said website.

ORAL TESTIMONY

Oral testimony will be permitted on all matters before the Commission, subject to the following restrictions:

- 1. In-Person: Register with the staff at the Liquor Commission Office, Suite 600, by 4:00 p.m.
- 2. Virtual: Register through the Zoom link (above) or by going to the Liquor Commission's website: http://www.honolulu.gov/lig/event-calendar/.
- 3. Each speaker is limited to a three-minute presentation.

WRITTEN TESTIMONY

Written testimony is strongly encouraged and may be submitted to the Administrator of the Commission at least three (3) working days prior to the date of the meeting via FAX (808) 768-7311 or E-MAIL <u>liquor@honolulu.gov</u>. Written testimony will not be accepted in person at the meeting.

MATERIALS AVAILABLE FOR INSPECTION

Meeting materials ("board packet") will be available for viewing electronically, as soon as practicable, at the Liquor Commission website (http://www.honolulu.gov/liq/event-calendar/).

LICENSE APPLICATIONS:

Special License Applications:

 Appl. No. 22-24602 from Bamboo Catering Inc., dba Bamboo Catering, 2454 South Beretania Street, 5th floor (Japanese Cultural Center) Requesting approval to change event date from May 13, 2022 to July 22, 2022

(Application approved on April 21, 2022 for event on May 13, 2022, from 5:00 p.m. to 10:00 p.m.)

 Appl. No. 22-24717 from Groove Child Charities, 1525 Bernice Street (Bishop Museum) For a Special [Non-Profit] General license on Friday, May 20, 2022, from 4:00 p.m. to 11:00 p.m.

(Masego at the Great Lawn)

PRELIMINARY HEARING:

3. Appl. No. 22-24285 from Hale Vietnam, Inc., dba Hale Vietnam Restaurant, 1140 12th Avenue

For a Restaurant General license (Category No. 1 – Standard Bar)

LICENSE APPLICATIONS: (CONT.)

Temporary License Application:

4. Appl. No. 22-24384 from Anyplace, Inc., dba Anyplace Cocktail Lounge

For a [Stand-Alone] Temporary Restaurant General license (Category No. 2 - Live entertainment or Recorded Music and Dancing) at 1018 McCully Sreet, the former site of The Social Honolulu Eatery and Bar (R1004)

REQUESTS:

- 5. Request No. 22-24676 from Don Goyo's Mexican Food Inc., dba Don Goyo's Mexican Food, Restaurant General license (Category No. 1 Standard Bar), 45-480 Kaneohe Bay Drive, Space #D-03, Kaneohe (R1420)
- Requesting approval to temporarily increase its licensed premises from Thursday, May 5, 2022 to Saturday, May 7, 2022, daily from 6:00 a.m. to 12:00 midnight

(Cinco De Mayo event)

(Concurrent with Item No. 9)

6. Request No. 22-24749
from LP Butterfly LLC,
dba Margaritas,
Restaurant General
license (Category No. 2 Live entertainment or
Recorded Music and
Dancing), 808 Sheridan
Street (R1257)

Requesting waiver of Rule 3-82-38.3 to allow the production, storage, and service of premade alcoholic beverages

7. Request No. 22-24750 from H M Taufaasau & Associates, Inc., dba Hanks Café Honolulu, Dispenser General license (Category No. 3 – Live Entertainment or Recorded Music and Dancing), 1038 Nuuanu Avenue (E1328)

Requesting reconsideration of the denial on April 21, 2022 of Request No. 22-24634

(Request No. 22-24634 --Requesting approval to temporarily increase its licensed premises on Thursday, May 5, 2022, from 5:00 p.m. to 10:00 p.m.)

8. Request No. 22-24752 from Inagaki, Inc., dba
Ohana Karaoke 2 & BBQ,
Restaurant General
license (Category No. 2 Live entertainment or
Recorded Music and
Dancing), 47-388 Hui Iwa
Street, Kaneohe (R0611)

Requesting the following:

- Reconsideration of the Decision & Order for LCV 21-0093 dated July 1, 2021;
- 2) Waiver of the fifteen (15) day deadline imposed by Rule 3-85-91.10

OTHER BUSINESS:

9. Request No. 22-24654 from Wayne Luke, Esq., on behalf of WSCS, LLC, landlord

Requesting approval to cancel Restaurant General license (Category No. 1 – Standard Bar) held by Cajun King Kaneohe Inc., dba Cajun King Kaneohe Inc. (R1089)

(Premises located at 45-480 Kaneohe Bay Drive, Building D, #4, Kaneohe (Windward City Shopping Center; License No. R1089 is currently active)

(Continued from April 14, 2022)

(Concurrent with Item No. 5)

10. Liquor Commission

Re: Aloha Pronto Waikiki, LLC, dba Aloha Beer Downtown, Restaurant General license (Category No. 2 – Live Entertainment or Recorded Music and Dancing), 220 South King Street (R1431) – Review of extended six-month probationary period

(Request No. 21-22919 to permanently alter its licensed premises was approved on April 15, 2021, with conditions; licensee placed on six-month probationary period (4/15/21 to 10/15/21))

(At 10/21/21 hearing, probation period extended (10/2/21 to 4/21/22))

ADOPTION OF DECISION AND ORDER:

11. Club La Vie En Rose (E1572) LCV 19--0365 For adoption of Decision and Order

ADOPTION OF DECISION AND ORDER: (CONT.)

Club La Vie En Rose 12. For adoption of Decision and Order (E1572) LCV 21-0426 Club Spotlite do. 13. (E1487) LCV 20-0138 14. Kinau Superette do. (nka Kinau Market) (D0570) LCV 21-0131 15. Misty Blue do. (E0953) LCV 20-0317 16. Plaza Mini Mart do. (D0916) LCV 21-0451 17. Republik do. (E1507) LCV 21-0105 Sunflower Lounge 18. do. (E1228) LCV 20-0052 19. The Pizza Press do. (R1335) LCV 21-0136

ADJUDICATION HEARINGS:

20. Club 939 (E1270) (LCV 19-0235) (1) Licensee employed a person in that section of the licensed premises where liquor is sold, served, or consumed without said employee being properly registered with the Commission (Violation of Rule 3-82-38.5(a)) (Date of violation: On or about June 28, 2019)

Club 939 (E1270) (LCV 19-0235) (Cont.)

- (2) Licensee failed to ensure that its employee have his/her certificate of registration for the licensed premises readily available for inspection while on duty (Violation of Rule 3-82-38.5(e)) (Date of violation: On or about June 28, 2019)
- (3) Licensee employed a person as a dancer in that section of the licensed premises where liquor is sold, served or consumed without said dancer being properly registered with the Commission (Violation of Rule 3-82-38.6(a)) (Date of violation: On or about June 28, 2019)
- (4) Licensee employed a person in that section of the licensed premises where liquor is sold, served, or consumed without said employee being properly registered with the Commission (Violation of Rule 3-82-38.5(a)) (Date of violation: On or about June 28, 2019)
- (5) Licensee failed to make time record entries at the time its employees reported on duty and again when the employees went off duty (Violation of Rule 3-82-38.4(b)) (Date of violation: On or about June 28, 2019)

21. Dave & Buster's (R0613) (LCV 22-0040)

Licensee failed to comply with any other laws applicable to the business of Licensee, whether in existence at the time of issue of such license or enacted or amended from time to time thereafter, to wit, Emergency Order No. 2022-01 (COVID-19 [Novel Coronavirus]) (Violation of Section 281-38, HRS) (Date of violation: On or about February 24, 2022)

22. Hard Rock Café (R0933) (LCV 21-0265)

- Licensee failed to notify the Commission in writing of the name, age, and place of residence of its officers or directors, within thirty days from the date of election of such officers or directors (Violation of Section 281-41(i), HRS) (Date of violation: On or about April 12, 2021)
- (2) Licensee failed to notify the Commission in writing of the name, age, and place of residence of its officer or director, within thirty days from the date of election of such officer or director (Violation of Section 281-41(i), HRS) (Date of violation: On or about July 2, 2018)

23. TR Fire Grill (R1212) (LCV 21-0264) Licensee, a limited liability company, failed to notify the Commission, in writing, of the name, age, and place of residence of the member or members who have withdrawn, and or the name, age and place of residence of the member or members who have been admitted, prior to such admission or withdrawal (Violation of Section 281-41(e), HRS) (Date of violation: On or about November 30, 2020)

24. Waikiki Beach Marriott Resort (L0018) (LCV 22-0003) Licensee failed to notify the Commission in writing of the name, age, and place of residence of its officer or director, within thirty days from the date of election of such officer or director (Violation of Section 281-41(i), HRS) (Date of violation: On or about March 5, 2001)

25. Wok Kiki Buffet and Bar (R1044) (LCV 20-0128)

Licensee failed to notify the Commission in writing of the name, age, and place of residence of its officers or directors, within thirty days from the date of election of such officers or directors (Violation of Section 281-41(i), HRS) (Date of violation: On or about February 3, 2020, and/or during the period between February 24, 2016 and February 3, 2020)

26. Wok Kiki Buffet and Bar (R1044) (LCV 20-0277)

Licensee, without Commission approval, transferred its business to another person, either openly or under any undisclosed arrangement, whereby such other person came into possession or control of the business, or took in any partner or associate (Violation of Section 281-41(h), HRS) (Date of violation: On or about October 21, 2019)

27. Waikiki Gangnam Style Inc. (R1044) (LCV 21-0472)

Licensee failed to timely submit the name of every person then employed on the licensed premises on the date and in such manner as directed by the Commission (Violation of Rule 3-82-38.8) (Date of violation: On or about November 30, 2021)

28. 8 Fat Fat 8 Bar & Grille (LCV 21-0251) (E0553)

Licensee failed to comply with any other laws applicable to the business of Licensee, whether in existence at the time of issue of such license or enacted or amended from time to time thereafter, to wit, Emergency Order No. 2021-09 (COVID-19 [Novel Coronavirus]) (Violation of Section 281-38, HRS) (Date of violation: On or about August 11, 2021)

(Continued from April 7, 2022)

29. Back To Vegas (LCV 21-0050) (E1273) Licensee failed to timely submit the name of every person then employed on the licensed premise who is registered with the Commission or who is subject to registration, on the date and in such manner as directed by the Commission (Violation of Rule 3-82-38.8) (Date of violation: On or about August 31, 2020)

(Continued from April 7, 2022)

30. Bombay Palace Restaurant (LCV 19-0418) (R1066)

Licensee failed to timely submit the name of every person then employed on the licensed premises who is registered with the Commission or who is subject to registration, on the date and in such manner as directed by the Commission (Violation of Rule 3-82-38.8) (Date of violation: On or about October 31, 2019)

(Continued from March 31, 2022)

31. Bombay Palace Restaurant (LCV 21-0068) (R1066)

Licensee failed to timely submit the name of every person then employed on the licensed premises who is registered with the Commission or who is subject to registration, on the date and in such manner as directed by the Commission (Violation of Rule 3-82-38.8) (Date of violation: On or about October 30, 2020)

(Continued from March 31, 2022)

32. Aloha Beer Downtown (LCV 21-0279) (R1431)

Licensee failed to comply with any other laws applicable to the business of Licensee, whether in existence at the time of issue of such license or enacted or amended from time to time thereafter, to wit, Emergency Order No. 2021-09 (COVID-19 [Novel Coronavirus]) (Violation of Section 281-38, HRS) (Date of violation: On or about August 17, 2021)

(Continued from December 2, 2021)

OTHER BUSINESS: (CONT.)

33. Liquor Administrator Legislative update

34. Liquor Administrator Administrative matters – Weekly

report to the Commission, 90-day event schedule and work plan

coordination

35. Liquor Commission Executive Session to discuss letter

from Franklin Don Pacarro, Jr., to the Liquor Commission dated April 14,

2022

If you require special assistance, auxiliary aid and/or service to participate in this meeting (i.e., sign language interpreter; interpreter for language other than English, or wheelchair accessibility), please email your detailed request to liquor@honolulu.gov, at least five (5) business days prior to the meeting.